PATENT

Attorney Docket No. 22700-704

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application	PATENT APPLICATION
Inventor(s): Santasiero et al.	#6
Application No.: Not Yet Assigned	Art Unit: Not Yet Assigned
Filed: Herewith	Examiner: Not Yet Assigned
Title METHOD FOR SCREENING MICROCRYSTALLIZATIONS FOR CRYSTAL FORMATION	

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, can be found in prior U.S. Patent Application No.: 09/851,397: May 7, 2001, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

1.98(d) A copy of any patent, publication or other information listed in an information disclosure statement is not required to be provided if it was previously cited by or submitted to the office in a prior application, provided that the prior application is properly identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

☒ This statement qualifies under *37 C.F.R. §1.97*, subsection (b) because (check all that apply):

☒ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)

-- OR --

☐ (2) It is being filed within 3 months of entry of a national stage

-- OR --

☐ (3) It is being filed before the mail date of the first Office Action on the merits

-- OR --

☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☐ *37 C.F.R. §1.97(c).* If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; **or**

☐ a fee of $180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ *37 C.F.R. §1.97(d).* If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**

C. a fee of $130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of $0.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 23-2415 (Docket No. 22700-730).

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Dated: Dec 21, 2001

By: David J. Weitz

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INFORMATION DISCLOSURE CITATION PTO-1449	ATTY. DOCKET NO. 22700-730	SERIAL NO. Not Yet Assigned
	APPLICANT Santasiero et al.	
	FILING DATE 12/21/01	GROUP Unassigned

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	4,833,233	5-23-89	Carter	530	363	8-20-87
	6,057,159	5-2-00	Lepre	436	86	12-12-97
	4,263,010	4-21-81	Randolph	23	230 A	10-31-79
	4,668,584	5-26-87	Uzgiris et al.	428	408	12-23-85
	4,755,363	7-5-88	Fujita et al.	422	245	10-29-86
	4,886,646	12-12-89	Carter et al.	422	245	3-23-88
	4,919,899	4-24-90	Herrmann et al.	422	245	2-29-88
	5,078,975	1-7-92	Rhodes et al.	422	253	12-18-90
	5,096,676	3-17-92	McPherson et al.	422	245	8-2-90
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	5,641,681	6-24-97	Carter	436	4	4-17-95
	5,643,540	7-1-97	Carter et al.	422	245.1	2-27-95
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	5,873,394	2-23-99	Meltzer	141	130	9-18-97
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	WO 00/60345	12/10/00	PCT	G01N	31/00	☐	☐
	0 553 539 A1	04/08/93	Europe	C30B	7/00	☐	☐

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	Cyberlabs Homepage on World Wide Web at URL: http://www.gilson.com/cyberprd.htm First commercially available robotics system for protein crystal growth. The Cyberlabs instrument has undergone revisions over the years. They are now addressing the need to create imaging stations for protein crystal analysis.
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